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July 25, 1997

**VIA FEDERAL EXPRESS**

Clifford J. Villa  
 U.S. Environmental Protection Agency, ORC-158  
 Office of Regional Counsel  
 1200 Sixth Avenue  
 Seattle, WA 98101

**Re: Request for Information Pursuant to Section 104(e) of CERCLA  
 Coeur d'Alene Basin, Northern Idaho**

Dear Mr. Villa:

Enclosed please find the responses of Group R Co., Inc., The Marmon Corporation and The Marmon Group, Inc. to the referenced information request. Documents responsive to the request are enclosed and bates numbered LS 00001 - LS 002521. A privilege log is also enclosed. Due to time constraints, we are unable to provide you with a signed declaration for each of the responses at this time. However, we anticipate forwarding signed declarations to you next week. If you have any questions, please feel free to contact me.

Very truly yours,



Michael David Lichtenstein

MDL:nap

Enclosures

cc: Elizabeth Loeb, Esq. (w/out encls.)

USEPA SF



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## INTRODUCTION

This document constitutes the response of **The Marmon Group, Inc.** ("Marmon Group") to an information request received from the U.S. EPA on or about July 2, 1997. Pursuant to agreement with U.S. Department of Justice attorney Elizabeth Loeb, this response is to be served on or before July 25, 1997.

## PRELIMINARY STATEMENT

Marmon Group, a Delaware corporation incorporated on December 29, 1986, is a service corporation providing financial, legal and regulatory advice to member companies of The Marmon Group - an international association of more than 60 autonomous member companies engaged in manufacturing and service businesses worldwide. Marmon Group is not a holding company. Marmon Group has never engaged in any mining activities related to the Coeur d'Alene Basin and has never owned the stock of any company that ever engaged in any mining activity related to the Coeur d'Alene Basin.

## GENERAL OBJECTIONS

1. While Marmon Group recognizes that the U.S. EPA is under a court-ordered deadline for making decisions concerning the addition of parties to ongoing litigation related to the Coeur d'Alene Basin, Marmon Group objects to the minimal amount of time it was provided to research and prepare responses to this information request. Marmon Group has made its best efforts in the limited amount of time provided to accurately respond to this request.

2. Marmon Group objects to the instruction requiring it to seek out former employees or agents as unreasonable, unduly burdensome and beyond the statutory authority of the U.S. EPA pursuant to section 104(e) of CERCLA.

3. Marmon Group objects to the instruction requiring it to continually supplement its response as unreasonable, unduly burdensome and beyond the statutory authority of the U.S. EPA pursuant to section 104(e) of CERCLA.

## INFORMATION REQUEST QUESTIONS

### 1. General Information About Respondent

NOTE: All questions in this section refer to the present time unless otherwise indicated.

a. Provide the full legal name and mailing address of the Respondent.

**The Marmon Group, Inc.**  
**225 West Washington Street**  
**Chicago, IL 60606**  
**Attn. Robert W. Webb, Esq.**

- b. For each person answering these questions on behalf of Respondent, provide:

**These responses were prepared by Marmon Group's counsel.**

- i. full name;

**Lowenstein, Sandler, Kohl, Fisher & Boylan**

- ii. title;

**N/A.**

- iii. business address;

**65 Livingston Avenue  
Roseland, NJ 07068**

- iv. business telephone number and FAX machine number.

**(973) 992-8700 (phone)  
(973) 992-5820 (fax)**

- c. If Respondent wishes to designate an individual for all future correspondence concerning this Facility, including any legal notices, please so indicate here by providing that individual's name, address, telephone number, and FAX number.

**Michael L. Rodburg, Esq.  
Lowenstein, Sandler, Kohl, Fisher & Boylan  
65 Livingston Avenue  
Roseland, NJ 07068  
(973) 992-8700 (phone)  
(973) 992-5820 (fax)**

- d. State every address within the Coeur d'Alene Basin at which the Respondent conducted business during the period being investigated<sup>1</sup>.

**None.**

- e. State the dates during which it conducted business at each such location.

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<sup>1</sup> If the Respondent has conducted business at more than three locations in this area, please contact the EPA representative listed in the cover letter to determine the appropriate scope of your response.

N/A.

f. Describe the nature of Respondent's current business at each such location, including, but not limited to, a brief description of the major products or services Respondent manufactures or provides.

N/A.

g. List the Standard Industrial Classification (SIC) code for the business at each location.

N/A.

h. Describe the nature of the Respondent's business at each location during the period being investigated.

N/A.

2. Ownership Interests and Other Activities within the Coeur d'Alene Basin

a. Provide all documents relating to the following activities occurring within the Coeur d'Alene Basin:

i. Your ownership or leasing of mines;

N/A.

ii. Your operation of mines;

N/A.

iii. Your ownership or leasing of mining claims and patents;

N/A.

iv. Your ownership or leasing of mills, smelter complexes, or other facilities in which ore is processed or refined;

N/A.

v. Your operation of mills, smelter complexes, or other facilities in which ore is processed or refined;

N/A.

vi. Your transportation of ore, mining wastes, or other materials related to mining activities;

N/A.

vii. Information concerning the generation, use, purchase, treatment, processing, refinement, discharge, storage, disposal, placement, or other handling of mining wastes and/or materials at, or transportation of mining wastes and/or materials to, the Coeur d'Alene Basin;

N/A.

viii. Your ownership or leasing of real property where mine tailings and other mining waste have been discharged, deposited, stored, disposed of, or placed, or otherwise come to be located.

N/A.

b. Provide all environmental studies and/or audits regarding your involvement in the Coeur d'Alene Basin.

N/A.

c. Provide all documents related to any activities of the following entities in the Coeur d'Alene Basin:

**Marmon Group objects to this request on the grounds that searching for documents related to the mining activities of the entities listed below in question 2(c)(i) - (xiv) is unduly burdensome and beyond the scope of EPA's authority pursuant to section 104(e) of CERCLA. Notwithstanding this objection, all responsive documents within the custody and control of Marmon Group, if any, would have been provided with the responses of Group R Co., Inc. and/or The Marmon Corporation.**

i. ASARCO, Inc. and all predecessors, successors, subsidiaries, and affiliates;

ii. Hecla Mining Company and all predecessors, successors, subsidiaries, and affiliates;

iii. Bunker Hill Limited Partnership and all predecessors, successors, subsidiaries, and affiliates;

iv. Sullivan Mining Company and all predecessors, successors, subsidiaries, and affiliates;

v. Gulf USA Corporation, formerly known as Gulf Resources & Chemical Corporation and all predecessors, successors, subsidiaries, and affiliates;

vi. Pintlar Corporation, formerly known as the Bunker Hill Company, and all predecessors, successors, subsidiaries, and affiliates;

vii. Sunshine Mining Company and all predecessors, successors, subsidiaries, and affiliates;

viii. Sunshine Precious Metals, Inc. and all predecessors, successors, subsidiaries, and affiliates;

ix. Coeur d'Alene Mining Company and all predecessors, successors, subsidiaries, and affiliates;

x. Callahan Mining Company and all predecessors, successors, subsidiaries, and affiliates;

xi. Union Pacific Railroad and all predecessors, successors, subsidiaries, and affiliates;

xii. Northern Pacific Railroad and all predecessors, successors, subsidiaries, and affiliates;

xiii. Burlington Northern Railroad and all predecessors, successors, subsidiaries, and affiliates;

xiv. Any other companies, entities, or persons that have owned or operated mines in the Coeur d'Alene Basin of northern Idaho.

d. Provide all documents concerning your involvement in any contracts or other agreements relating to mining activities in the Coeur d'Alene Basin, including but not limited to:

i. All contracts for the processing of ore or concentrates at Bunker Hill Mining Company and all predecessors, successors, subsidiaries, and affiliates;

N/A.

ii. All documents related to the shipment of ore or concentrates to Bunker Hill Mining Company and all predecessors, successors, subsidiaries, and affiliates;

N/A.

iii. All documents related to the shipment of ore or concentrates to you from Bunker Hill Mining Company and all predecessors, successors, subsidiaries, and affiliates;

N/A.

iv. All documents related to any specifications, requirements or procedures for the processing of ore or concentrates at the Bunker Hill Mining Company and all predecessors, successors, subsidiaries, and affiliates;

N/A.

v. All documents related to the ownership of ore or concentrates you shipped to, or received from, the Bunker Hill Mining Company and all predecessors, successors, subsidiaries, and affiliates;

N/A.

e. Provide all documents related to your financing of any business involved in mining activities in the Coeur d'Alene Basin.

N/A.

f. Provide all documents related to your ownership of an interest in any entity or business that owned or conducted mining activities in the Coeur d'Alene Basin.

N/A.

g. Provide all documents related to your participation in the management of any entity or business that owned or conducted mining activities in the Coeur d'Alene Basin.

N/A.

3. Information About Others

a. If you have information concerning operations within the Coeur d'Alene Basin or the source, content, or quantity of materials placed/disposed within the Coeur d'Alene Basin that is not included in the information you have already provided, provide all such information.

N/A.

b. If not already included in your response, if you have reason to believe that there may be persons able to provide a more detailed or complete response to any of these

questions or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.

N/A.

c. If not already provided, identify all persons, including Respondent's current and former employees, who have knowledge or information about the generation, use, purchase, treatment, storage, disposal, placement, or other handling of materials at, or transportation of materials to, the Coeur d'Alene Basin.

N/A.

4. Compliance with This Request

a. Describe all sources reviewed or consulted in responding to this request, including, but not limited to:

N/A.

i. the names of all individuals consulted;

N/A.

ii. the current job title and job description of each individual consulted;

N/A.

iii. the job title and job description during the period being investigated of each individual consulted;

N/A.

iv. whether each individual consulted is a current or past employee of Respondent;

N/A.

v. the names of all divisions of Respondent for which records were reviewed;

N/A.

vi. the nature of all documents reviewed;

N/A.

vii. the locations where those documents reviewed were kept prior to review; and

N/A.

viii. the location where those documents reviewed are currently kept.

N/A.